

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED
for Roanoke
NOV - 3 2008
JOHN F. CORCORAN, CLERK
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DYLAN LOPEZ TYREE,)	Civil Action No. 7:08-cv-00374
Petitioner,)	
)	
v.)	<u>FINAL ORDER</u>
)	
WARDEN C. HOLLAR,)	By: Hon. Jackson L. Kiser
Respondent.)	Senior United States District Judge

In accordance with the written memorandum opinion entered this day, it is hereby

ORDERED

that the respondent's motion for summary judgment is **GRANTED**; the petitioner's § 2254 habeas petition is **DISMISSED**; and the case is **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to the petitioner and counsel of record for the respondent.

ENTER: This 3rd day of ^{Nov.}~~October~~, 2008.

[Signature]
Senior United States District Judge